IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1157 OF 2005

IN

FIRST APPEAL NO. 601 OF 1991

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions & Registrar's orders	**Court's or Judge's order**

Mr.P.K.Dhakephalkar
with Mr.Tuljapurkar with Mr.R.M. Thakur for Applicant
Mr.Y.S.Jahagirdar,Sr.Adv.with
Ms.Gauri Godse i/b Vyas & Bhalwal for Respt no.1
Mr.K.K.Tated AGP for State.

Coram: D.G.Deshpande and
Smt Roshan Dalvi, JJ

Date: 12th December, 2006

1. Heard Mr.Dhakhephalkar for

applicants, Mr.Jahagirdar for the respondent no.1.

2. The applicants are claiming to be legal heirs of Gokul Gharath. They have filed this application after the disposal of the First Appeal to assert their rights in the property which was the subject matter of acquisition and about which compensation has been paid by the State or deposited. So all the contentions raised by the applicants in these applications are required to be decided by filing a civil suit.

3. Therefore, they are at liberty to file a suit. All contentions of the applicants and respondents are kept open.

4. C.A.is disposed of.

(D.G.Deshpande, J)

(Smt R.S.Dalvi,J)